

Message Text

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ORIGIN L-03

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DRAFTED BY L/SFP:LGFIELDS,JR:NMC

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FM SECSTATE WASHDC

TO AMEMBASSY DAKAR

C O N F I D E N T I A L STATE 013936

E.O. 11652: N/A

TAGS: OPRS, PFOR, SNAR, SG

SUBJECT: U.S. V. ORSINI

REF: DAVIS/FIELDS LETTER JANUARY 15, 1976

1. PURSUANT TO REQUEST REFERENCE LETTER, DEPT ACKNOWLEDGES RECEIPT OF STATEMENT OF DR. GREENE AND THE PERSONAL EFFECTS OF ORSINI GIVEN TO EMBASSY OFFICER MCKEE BY GOS. ORSINI EFFECTS WERE TURNED OVER BY DEPT TO DEA AND SUBSEQUENTLY TRANSFERRED TO U.S. ATTORNEY IN NEW YORK. COPY OF RECEIPT WILL BE OBTAINED AND POUCHED SOONEST. DEPT IS GRATEFUL FOR EMBASSY'S FINE COOPERATION IN THESE AND OTHER MATTERS CONCERNING THIS CASE AND REGRETS RECEIPT HAS NOT HERETOFORE BEEN ACKNOWLEDGED.

2. DEPT ADVISED TODAY BY AUSA DAVID DEPETRIS (ORSINI PROSECUTING ATTORNEY) THAT HE ANTICIPATES DEFENSE REQUEST TO TAKE DEPOSITIONS IN SENEGAL AND ARGENTINA. ARGENTINE DEPOSITION WILL IN ALL LIKELIHOOD BE MRS. ORSINI WHO HAS INFORMED DEFENSE COUNSEL GALLINA THAT SHE IS UNWILLING TO COME TO U.S. FOR FEAR OF BEING ARRESTED ON ARRIVAL. FYI: THERE ARE NO OUTSTANDING CHARGES AGAINST MRS. ORSINI AND USG IS WILLING TO GIVE ASSURANCES; HOWEVER, IT IS

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APPARENT SHE IS DETERMINED NOT TO COME TO U.S. END FYI.

3. AS TO DEPOSITION IN SENEGAL, GALLINA INDICATED TO DEPETRIS THAT THERE IS A WITNESS IN SENEGAL WHO IS PREPARED TO GIVE TESTIMONY BY DEPOSITION THAT USG "BRIBED" GOS OFFICIALS TO INFLUENCE THEIR DECISION ON ORSINI EXTRADITION/EXPULSION. NAME OF THIS DEPONENT IS NOT KNOWN AT THIS TIME BUT IT SHOULD BE DISCLOSED IN MOTION TO TAKE DEPOSITIONS WHICH IS EXPECTED TO BE FILED BY JANUARY 23. COPY OF DEFENSE MOTION WILL BE TRANSMITTED AS SOON AS DEPT RECEIVES ITS COPY. GALLINA ALSO SUGGESTED TO DEPETRIS THAT HE EXPECTED TO DEPOSE DCM ALAN DAVIS AND EMOFF "PAT" PATTY. DETAILS WILL BE COMMUNICATED ONCE DEPT HAS MORE DEFINITE INFORMATION.

4. DEPETRIS INQUIRED WHETHER DIRECTOR OF JUDICIAL POLICE NDIAYE WOULD BE WILLING TO APPEAR AS REBUTTAL WITNESS TO ANY SUCH "BRIBERY ALLEGATIONS." HE THOUGHT IT WOULD BE BETTER TO BRING NDIAYE, OR OTHER COMPETENT REBUTTAL WITNESS, TO U.S. (AT USG EXPENSE) TO TESTIFY HERE RATHER THAN GIVE DEPOSITION IN SENEGAL. EMBASSY ASSESSMENT OF THIS TACTIC WOULD BE APPRECIATED, WITHOUT RAISING THE POSSIBILITY TO GOS AT THIS TIME.

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